

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

OVELL T. BARBER,
Plaintiff,

v.

SGT. K. COPELAND, et al.,
Defendants.

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Civil Action No. 7:12-cv-00533

ORDER

By: Hon. Michael F. Urbanski
United States District Judge

In accordance with the Memorandum Opinion entered this day, it is hereby

ORDERED

that plaintiff's motions to amend and to add a new defendant are **DENIED**; the Amended Complaint is **DISMISSED without prejudice** for failing to state a claim upon which relief may be granted, pursuant to 28 U.S.C. § 1915A(b)(1); and the action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this Order and the accompanying Memorandum Opinion to plaintiff.

Entered: January 29, 2013

/s/ Michael F. Urbanski

Michael F. Urbanski
United States District Judge